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MICRON TECHNOLOGY, INC. and
9 MICRON SEMICONDUCTOR PRODUCTS, INC.

10 [Names and addresses of other parties and their
counsel appear at end]
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12

13 UNITED STATES DISTRICT COURT
14 FOR THE NORTHERN DISTRICT OF CALIFORNIA
15

16 In re DYNAMIC RANDOM ACCESS
17 MEMORY (DRAM) ANTITRUST
LITIGATION

18 This Document Relates To:

19 ALL UNSTAYED INDIRECT PURCHASER
20 ACTIONS
21

No. M-02-1486-PJH

MDL No. 1486

**STIPULATION AND [~~PROPOSED~~]
ORDER MODIFYING NOVEMBER 3,
2005 SCHEDULING ORDER FOR ALL
UNSTAYED INDIRECT PURCHASER
ACTIONS**

Date: None

Time: N/A

Judge: The Hon. Phyllis J. Hamilton

STIPULATION

Indirect Purchaser Plaintiffs and Defendants (collectively, the “parties”), by and through their counsel of record, hereby stipulate and agree as follows:

WHEREAS the Defendants have requested that they be given an additional thirty (30) days to respond to the Indirect Purchaser Plaintiffs’ First-Set of Interrogatories to All Defendants and First Set of Requests for Production of Documents to All Defendants, such that the responses would be due on May 31, 2006;

WHEREAS the Indirect Purchaser Plaintiffs have requested that the schedule for filing and briefing their class certification motion, as set forth in the Indirect Purchaser Pretrial Scheduling Order (entered on November 3, 2005), be extended for 90 days;

WHEREAS the Defendants have agreed to a 30-day extension of that schedule as it pertains to the class certification motion so that the parties can attempt to negotiate a complete pretrial schedule (including rescheduling the class motion deadlines), without prejudice to the Indirect Purchaser Plaintiffs’ ability to seek further modification of the Pretrial Scheduling Order; and

WHEREAS, the parties are engaged in good faith negotiations to resolve all outstanding scheduling issues,

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED as follows:

(i) Defendants’ responses to the Indirect Purchaser Plaintiffs’ First Set of Interrogatories to All Defendants and the First Set of Requests for Production of Documents to All Defendants are due on May 31, 2006.

(ii) The schedule for filing, briefing, and hearing the Indirect Purchaser Plaintiffs’ class certification motion, as set forth in the Indirect Purchaser Pretrial Scheduling Order, shall be revised as follows:

- June 30, 2006: Last day for Indirect Purchaser Plaintiffs to file (a) class certification expert reports; and (b) motion for class certification.
- August 11, 2006: Last day for Defendants to file (a) class certification expert reports; and (b) opposition to indirect purchasers’ class certification motion.

- September 11, 2006: Last day for Indirect Purchaser Plaintiffs to file (a) class certification reply expert reports; and (b) class certification reply brief.
- September 27, 2006: Class certification argument (subject to Court's calendar).

(iii) The parties shall meet and confer as soon as possible to attempt to resolve all scheduling issues, including the schedule for class certification, and report back to the Court any resolution or disagreement that requires Court intervention.

DATE: May 4, 2006

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DATED: May 5, 2006

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DATED: 5/5/06

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9 **Attorneys for Defendants Winbond**
10 **Electronics Corporation,**
11 **Winbond Electronics Corporation America**

12
13 **ORDER**

14 SO ORDERED.

15 DATED: 5/11/06
16 _____

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